

**BEFORE THE KERALA STATE HUMAN RIGHTS COMMISSION,  
THIRUVANANTHAPURAM**

**Present: Mr.Justice N.Dhinakar,  
Hon'ble Chairperson**

Dated this the 8<sup>th</sup> February, 2011.

**H.R.M.P.No 583 of 2011**

Petitioner : Prasanna, D/o Bhavani,  
T.C.50/427 (1), Rajani Nivas,  
Elamthengu junction, Kalady,  
Karamana.P.O, Thiruvananthapuram.

Respondent :

**ORDER**

The complaint of the petitioner in this complaint, which is a copy of a petition addressed to the Director General of Police (DGP), Kerala, is that her son Rajaneesh alias Ratheesh is an under trial prisoner and a trial is pending against him before the Court and that he is also an accused in three other crimes. According to her, the police are threatening that if he comes out on bail he will be implicated in false cases and the petitioner prays the DGP to issue directions to the police officials to produce her son before the Courts concerned for the completion of the trial.

The above averments therefore show that a trial is pending before the Court (the details regarding the Court where the trial is pending are not given in the petition) against the petitioner's son. In the above circumstances, the petitioner can seek her grievances redressed only before the Court if she wants an early trial in the case and this Commission has no jurisdiction over the Courts and the matter is also subjudice. It is also to be stated that there cannot be an order containing

recommendations to the police on the apprehension of the petitioner that her son is likely to be implicated in false cases by the police if he comes out on bail. It goes without saying that nobody should be implicated in a false case and therefore the petitioner cannot apprehend any such implication and if she has any complaint against the police she has to bring it to the notice of the Court where the trial is pending against her son.

The petition is therefore closed in view of clause 17 (h), (j) and (l) of the Regulations.

Justice N. Dhinakar,  
Chairperson.